

**REGULAR SESSION   RUSH COUNTY BOARD OF COMMISSIONERS   DECEMBER 16, 2013**

The Rush County Board of Commissioners met in regular session, Monday, December 16, 2013 with Commissioners, Bruce Levi, Mark Bacon, Ken Masters, Mary Ann Beard, Auditor, and Leigh Morning, County Attorney in attendance.

Ken Masters made the motion.

Commissioner Bruce Levi called the meeting to order. Ken Masters made the motion to approve the minutes of the regular meeting of December 2nd as presented. Mark Bacon seconded the motion. Motion carried. Mark Bacon moved to sign the minutes of the Executive Sessions of December 9<sup>th</sup> and December 11<sup>th</sup>. Ken Masters seconded the motion. Motion carried.

**REHABILITATION LIEN**

Tim and Darla Herbert were granted a release from a rehabilitation lien granted in February 2004 on a motion by Ken Masters and a second by Mark Bacon. Motion carried.

**MILROY TIF**

Bob Jackman of Milroy Economic Development introduced Andrew Lanam who provided a Tax Revenue Impact Statement for the Milroy Industrial Corridor. Mark Bacon then moved to sign the agreement to perform powers and duties of the Redevelopment Commission with Rushville City. Ken Masters seconded the motion. Motion carried.

**EMA**

EMA director Chuck Kemker requested approval to apply for a SHSP reimbursement grant in the amount of \$7,000 for EOC equipment. Ken Masters moved to approve. Mark Bacon seconded the motion. Motion carried.

**RIDE RUSH**

Tina Logan appeared on behalf of Ride Rush to present the Operating Assistance Grant. Ken Masters moved to sign the grant with Mark Bacon seconding the action. Motion carried.

**TREASURER**

Treasurer Cindy Humphrey presented the Treasurer's Monthly Report for November. Humphrey explained that the balance was higher in this year's report compared to last year due to the number of advance tax draws.

**ECDC**

Carolyn Bunzendahl representing ECDC requested the county's support to apply for ACT to become a Certified Work Ready Community. Ken Masters moved to sign the resolution in support of the program and Mark Bacon seconded the motion. Motion carried.

## **HIGHWAY ANNUAL BIDS**

The Commissioners received the sealed annual highway bids at 9:30a.m. Bids for crushed gravel were received from CGS, Irving Materials, and Shelby Materials. All crushed gravel bids were accepted on a motion by Ken Masters with Mark Bacon seconding the motion. Crush stone bids were submitted by Rush County Stone, Derbyshire, and St. Paul Stone. All crushed stone bids were accepted on a motion by Mark Bacon. Ken Masters seconded the motion. Asphalt Materials, Marathon, and Terry Industries submitted bids for liquid asphalt. Marathon was awarded as the lowest bidder. No fuel bids were received, therefore that bid will be re-advertised.

## **MAYOR**

Mayor Mike Pavey returned to voice his interest in a Rail to Trails program for city/county. Commissioner Bruce Levi abstained himself due to conflict of interest. The Commissioners voiced concern stemming from a Federal Court case to be heard this summer regarding rails-to-trails and the speculation of opposition from property owners. In spite of doubts, Mark Bacon made the motion to move forward and to continue to search the possibilities of a trail program. Ken Masters seconded the motion.

## **FARM BID**

At 10:00a.m. the Commissioners offered by bid the Cash Farm Rental Contract. Three bidders vied for the two year contract with the final bid of \$310 per acre being awarded to Christie Cain. Mark Bacon moved to sign the contract with Christie Cain. Ken Masters seconded the motion. Motion carried.

## **HIGHWAY**

Jerry Sitton presented an agreement with the law firm of Stephenson Morow & Semler for defense in a discrimination case. Mark Bacon moved to sign the retainer. Ken Masters seconded the motion. Motion carried.

Sitton submitted his monthly report for November and conveyed a proposed job description for the Highway Labors. The snow this past weekend claimed two plows and damaged a truck. The commissioners had a complaint from Vincent Rose for a damaged mailbox.

## **SHERIFF**

Sheriff Jeff Sherwood reported 46 inmates currently occupying the jail. The merit board has selected Randy Meek to replace retiring deputy Duane Raab. Sherwood presented the fuel bid of \$3.09 per gallon from Harvest Land. Ken Masters moved to accept the bid. Mark Bacon seconded the motion. Motion carried.

The Commissioners called for a recess at 10:30 for the Drainage Board meeting and will reconvene at 11:15.

## **AMBULANCE CONTRACTS**

The Commissioners considered the county ambulance service contracts. Raleigh and Carthage requested an extended contract and the board discussed communication problems that continue to plague the Anderson Township Ambulance Service. Ken Masters moved to accept the one year contracts with a reporting revision to include arrival time of the first EMT on scene and arrival time of the ambulance plus financial reporting on a semi-annual basis. Mark Bacon seconded the motion. Motion carried. The contracts were awarded for the following amounts: Raleigh \$48,000, Carthage \$35,000, Anderson Twp. \$33,600 and Rush Memorial Hospital \$335,000.

## **CUSTODIAL CONTRACT**

The annual custodial contract was reviewed. Commissioner approval of work orders for independent sub-contractors and the need for a liability clause were considered. The contract will be addressed at the next meeting.

## **APPOINTMENTS**

The Commissioners received applications from Marvin Cole and Denny Corn for the Hospital Board appointment. Ken Masters moved to appoint Marvin Cole and Mark Bacon seconded the motion. Ken Masters and Bruce Levi voted yes. Mark Bacon voted no. Motion carried. No applications were received for the Public Defender Board.

## **COURTHOUSE ROOF REPAIR**

A contract for roof repairs with Wellman Brothers for the southwest corner of the courthouse and the louvers on the west side in the amount of \$30,000. Funds will be encumbered from the Cum Capital Fund. Mark Bacon moved to sign the contract. Ken Masters seconded the motion. Motion carried.

## **CAPITAL IMPROVEMENT PLAN**

An amended Capital Improvement Plan to include payment of professional fees for Nordex Wind Farm was approved on a motion by Ken Masters. Mark Bacon seconded the motion. Motion carried.

## **AUDITOR**

- EMA reports were received from Carthage, Anderson Township, and Rush Memorial Hospital.
- Bonds were signed on a motion by Mark Bacon and seconded by Ken Masters for the following employees: Cindy Humphrey, Debbie Richardson, Sally Niedenthal, Mary Ann Bridges, Marvin Rees, Jeff Sherwood, Jerry Sitton, Phil Caviness, and Jim Meyer.

- The scheduled move of the Commissioner's Room to the Assembly Room has been postponed until March 1, 2014.
- Nepotism forms from all county elected officials and department supervisors were presented to the board.

Claims were presented. Commissioner Bacon had some questions before he made the motion to approve. Ken Masters seconded the motion. Motion carried.

Payroll was presented with the auditor refusing to sign a claim for the APC for take home hours when the office was to be opened. Mark Bacon move to approve the payroll. Ken Masters seconded the motion. Motion carried.

Mark Bacon moved to adjourn. Ken Masters seconded. Motion carried.

/s/ Bruce Levi  
Bruce Levi, Chairman

/s/ Mark Bacon  
Mark Bacon

/s/ Ken Masters  
Ken Masters

ATTEST:

/s/ Mary Ann Beard  
Mary Ann Beard, Auditor